

COMMONWEALTH OF MASSACHUSETTS

,SS:

HOUSING COURT DEPARTMENT
DIVISION

CIVIL ACTION

NO. / / /- / / / / /

Plaintiff

VS.

Defendant

THIRD PARTY SUMMONS

To the above named Third Party Defendant:

You are hereby summoned and required to serve upon plaintiff's attorney, _____, whose address is _____ and upon, _____ whose address is _____ and who is attorney for the defendant and third party plaintiff, your answer to the Third Party Complaint herewith served upon you, within 20 days after service of this summons upon you, exclusive of the day of service. If you fail to do so, judgment by default will be taken against you for the relief demanded in the Third party Complaint.

You are also required to file your answer to the Complaint in the office of the Clerk of this Court, either before such service upon plaintiff's attorney or within a reasonable time thereafter.

Unless otherwise provided by Rule 13(a), your answer must state as a counterclaim any claim which you may have against the third party plaintiff which arises out of the transaction or occurrence that is the subject matter of the third party plaintiff's claim or you will thereafter be barred from making such claim in any other action.

There is also served upon you herewith a copy of the original plaintiff's Complaint which you may but are not required to answer.

Witness, _____ Justice, at _____ Massachusetts, this _____ day of _____, 200____.

Clerk-Magistrate